



Indiana Department of Environmental Management

*Protecting Hoosiers and Our Environment Since 1986*



# **IDEM Update**

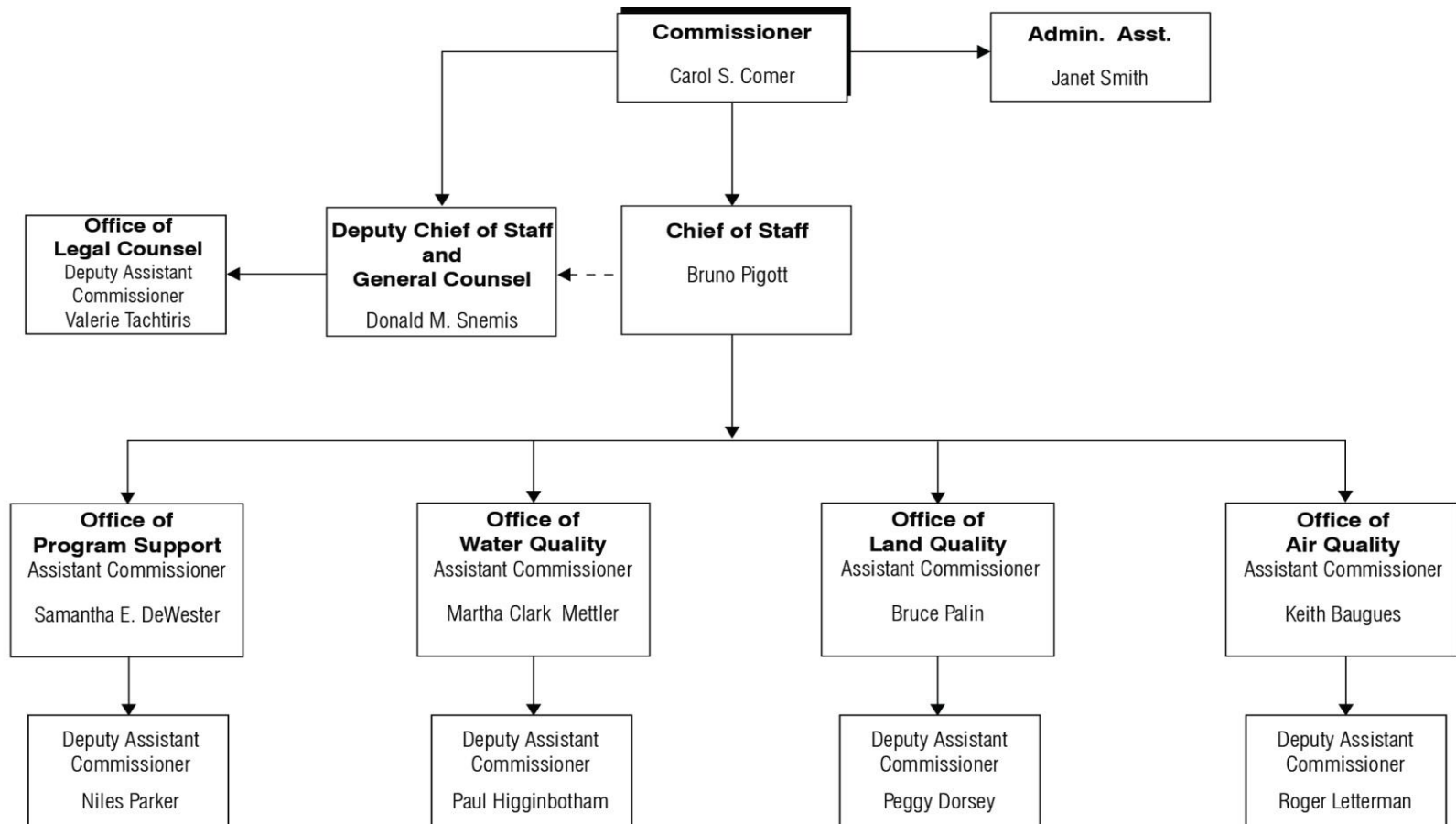
## **Indianapolis Bar Association**

### **December 15, 2015**

**Carol S. Comer, Commissioner**  
**Indiana Department of Environmental Management**

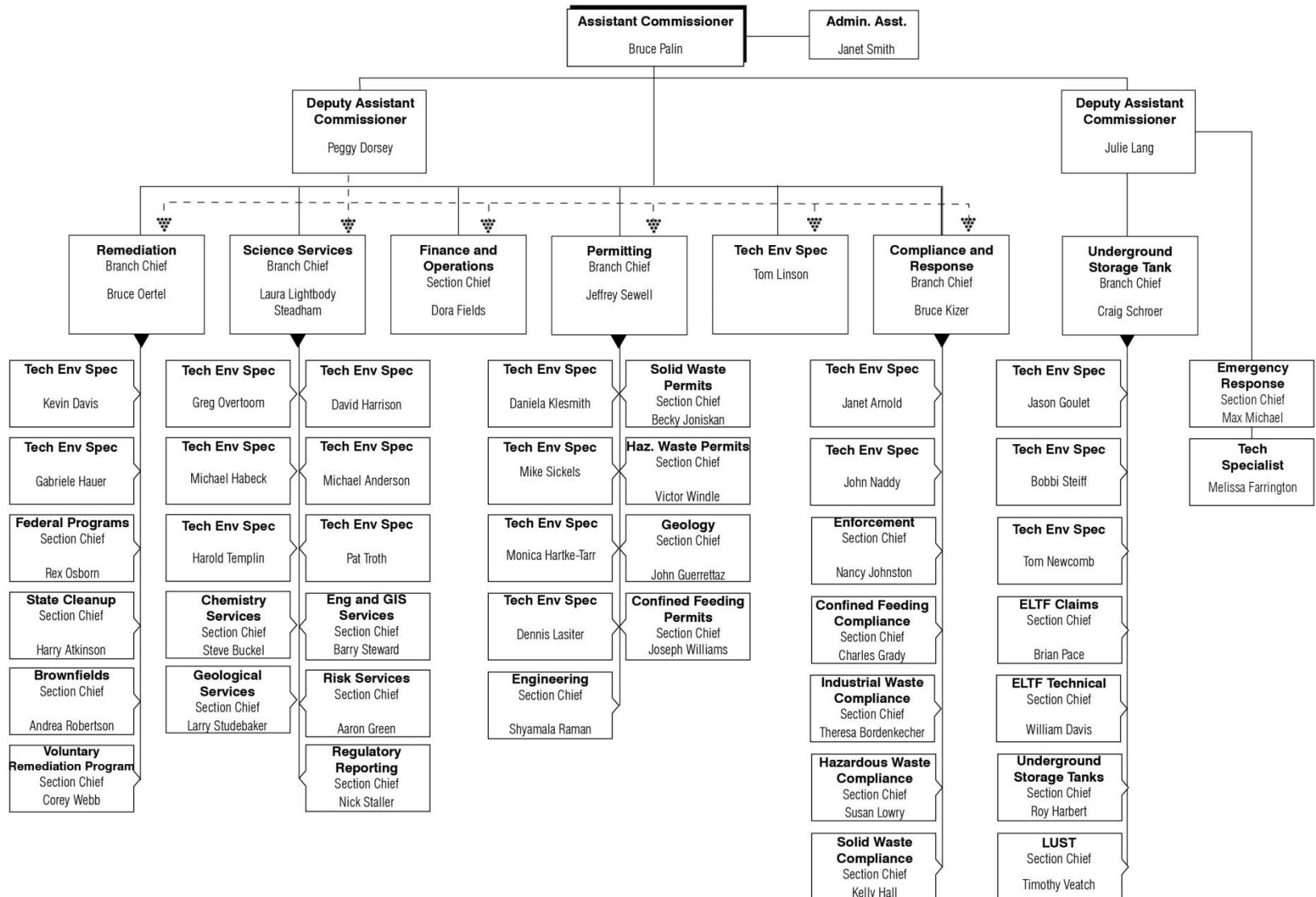


## Leadership Team



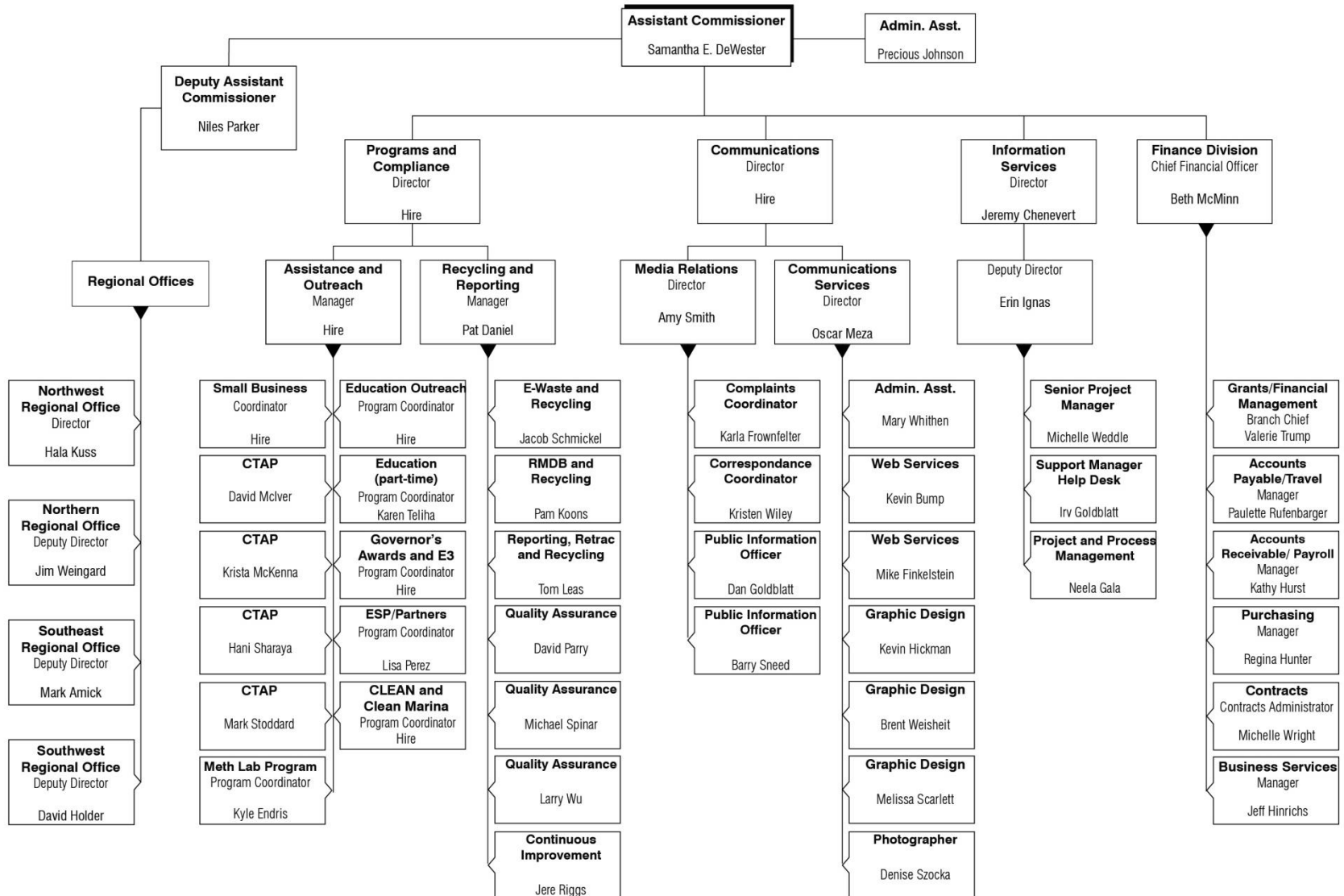


## Office of Land Quality





## Office of Program Support





# 2016 Legislative Proposals

- Mercury Switch Program
  - Extends the life of the program.
- Antidegradation
  - Clarifies when antidegradation demonstrations are required.
- E-Waste
  - Changes the reporting deadline from fiscal to calendar year.



# 2016 Legislative Proposals

- Recycling Reporting Due Date
  - Changes IDEM's reporting deadline in order to align with the recyclers' reporting deadline.
- Voluntary Remediation Program (VRP)
  - Allows IDEM to remove participants from VRP if they fail to meet the agency's deadlines.
- Legitimate Use of Waste
  - Allows for the legitimate use of solid and hazardous waste.



# 2016 Legislative Proposals

- Variance
  - Allows the commissioner to revoke a variance.
- Land Application
  - Updates definitions to reflect the replacement of the term wastewater with septage.



# 2016 Legislative Proposals

- Legal Action
  - Removes citations to the administrative code that are no longer valid.
- Excess Liability Trust Fund
  - Clarifies eligibility requirements for fund access.





# Clean Power Plan

“I firmly believe that the EPA’s carbon dioxide regulation exceeds the authority granted to the EPA by Congress under the Clean Air Act, and I am pleased that our Attorney General is working with attorneys general from across the country to invalidate the regulation in court.

“Indiana is a manufacturing state and a coal state. Manufacturing requires low-cost electricity to help create jobs. The 28,000 Hoosiers employed directly or indirectly by Indiana’s coal industry can help provide that low-cost electricity from Indiana’s 300-year supply of coal. We have historically produced more than 80 percent of our electricity from coal, and Hoosiers know that coal means jobs and low-cost energy.

“The filing of today’s lawsuit is another step in fighting back against the Obama Administration’s war on coal.”

- Governor Pence, October 26, 2015



# New Ozone Standard

“Based on its review of the air quality criteria for ozone (O<sub>3</sub>) and related photochemical oxidants and national ambient air quality standards (NAAQS) for O<sub>3</sub>, the Environmental Protection Agency (EPA) is revising the primary and secondary NAAQS for O<sub>3</sub> to provide requisite protection of public health and welfare, respectively. The EPA is revising the levels of both standards to 0.070 parts per million (ppm), and retaining their indicators (O<sub>3</sub>), forms (fourth-highest daily maximum, averaged across three consecutive years) and averaging times (eight hours).”

<http://www3.epa.gov/ozonepollution/pdfs/20151001fr.pdf>

(October 1, 2015)



# Waters of the U.S.

“Accordingly, on due review of the relevant considerations in light of the briefs filed by petitioners, respondents and intervenors, and in the exercise of our discretion, we GRANT petitioners’ motion for stay. The Clean Water Rule is hereby STAYED, nationwide, pending further order of the court.”



# Questions?

**Carol S. Comer**  
Commissioner

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